

GAM

E.D.Pa. AO Pro Se 14 (Rev. 04/18) Complaint for Violation of Civil Rights

## UNITED STATES DISTRICT COURT

for the

Eastern District of Pennsylvania

Case No.

19 4794

(to be filled in by the Clerk's Office)

HENRY James HOLMES

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

Pittsburgh Police Officer Michael P. VEITH

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)

## COMPLAINT FOR VIOLATION OF CIVIL RIGHTS

(Prisoner Complaint)

## NOTICE

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should not contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include only: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Except as noted in this form, plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

The Clerk will not file a civil complaint unless the person seeking relief pays the entire filing fee (currently \$350) and an administrative fee (currently \$50) in advance, or the person applies for and is granted in forma pauperis status pursuant to 28 U.S.C. § 1915. A prisoner who seeks to proceed in forma pauperis must submit to the Clerk (1) a completed affidavit of poverty and (2) a copy of the trust fund account statement for the prisoner for the six month period immediately preceding the filing of the complaint, obtained from and certified as correct by the appropriate official of each prison at which the prisoner is or was confined for the preceding six months. See 28 U.S.C. § 1915(a)(2).

If the Judge enters an order granting a prisoner's application to proceed in forma pauperis, then the order will assess the filing fee (currently \$350) against the prisoner and collect the fee by directing the agency having custody of the prisoner to deduct an initial partial filing fee equal to 20% of the greater of the average monthly deposits to the prison account or the average monthly balance in the prison account for the six-month period immediately preceding the filing of the complaint, as well as monthly installment payments equal to 20% of the preceding month's income credited to the account for each month that the balance of the account exceeds \$10.00, until the entire filing fee has been paid. See 28 U.S.C. § 1915(b). A prisoner who is granted leave to proceed in forma pauperis is obligated to pay the entire filing fee regardless of the outcome of the proceeding, and is not entitled to the return of any payments made toward the fee.

## Official capacity

## Defendant No. 3

Name

STEPHEN A. ZAPPALA JR.

Job or Title (if known)

DISTRICT ATTORNEY

Shield Number

Employer

ALLEGHENY COUNTY

Address

ALLEGHENY COUNTY COURTHOUSE - 436  
GRANT ST, Pittsburgh PA 15219

City

State

Zip Code



Individual capacity



Official capacity

## Defendant No. 4

Name

JOSE MANUEL CARVALLO JR.

Job or Title (if known)

PUBLIC DEFENDER

Shield Number

Employer

ALLEGHENY COUNTY PUBLIC DEFENDER OFFICE

Address

COUNTY OFFICE BUILDING - 542 FORBES  
AVE, #400 PITTSBURGH PA 15219

City

State

Zip Code



Individual capacity



Official capacity

## II. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against (check all that apply):

Federal officials (a *Bivens* claim)

State or local officials (a § 1983 claim)

B. Section 1983 allows claims alleging the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

FALSE ARREST AUG 29, 2014 - UNLAWFUL TRESPASSING - MCKEES  
ROCKS ADDRESS

DUE PROCESS CLAUSE - DENIAL OF EFFECTIVE COUNSEL

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

## Defendant No. 3

Name

Kara Marie Sidone

Job or Title (if known)

DISTRICT ATTORNEY

Shield Number

Employer

ALLEGHENY COUNTY DA'S OFFICE

Address

436 GRANT ST, #303 COURTHOUSE

PITTSBURGH

PA

15219

City

State

Zip Code



Individual capacity



Official capacity

## Defendant No. 4

Name

Job or Title (if known)

Shield Number

Employer

Address

City

State

Zip Code



Individual capacity



Official capacity

## II. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against (check all that apply):

Federal officials (a *Bivens* claim)

State or local officials (a § 1983 claim)

B. Section 1983 allows claims alleging the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

WITH HOLDING EVIDENCE OF MY INNOCENCE FROM THE COURT BRADY V. MARYLAND U.S. - AND WITH HOLDING MY ADDRESS FROM THE COURT SO I WOULD NOT BE RELEASED TO PRESENT MY OWN EVIDENCE

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

E.D.Pa. AO Pro Se 14 (Rev. 04/18) Complaint for Violation of Civil Rights

3/2014 UPON MY ARRIVAL TO PITTSBURGH, PA. FROM THE STATE OF CALIF. THE MEGAN'S LAW REGISTRATION COORDINATOR SET MY REGISTRATION UP FOR EVERY THREE MONTHS WITHOUT TELLING ME TO REPORT CHANGE OF ADDRESS 72 HOURS AFTER MOVING TO A NEW ADDRESS. JULY-2014

- D. Section 1983 allows defendants to be found liable only when they have acted "under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia." 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed.

I MOVED OUT A HOMELESS SHELTER INTO MY OWN APARTMENT AT 514 ISLAND AVE, #13 MCKEES ROCKS, PA 15136 WHERE I WAS UNLAWFULLY ARRESTED AUG 29, 2014 AND CHARGED WITH FAILURE TO REGISTER.

### III. Prisoner Status

Indicate whether you are a prisoner or other confined person as follows (check all that apply):

- ☒ Pretrial detainee  
☐ Civilly committed detainee  
☐ Immigration detainee  
☐ Convicted and sentenced state prisoner  
☐ Convicted and sentenced federal prisoner  
☐ Other (explain) \_\_\_\_\_

### IV. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

- A. If the events giving rise to your claim arose outside an institution, describe where and when they arose.

UNLAWFUL TRESPASSING AND ARREST AUG 29, 2014 AT MY MCKEES ROCKS APARTMENT. THE ARRESTING OFFICER AND D.A.

TOLD THE JAIL JUDGE I WAS ARRESTED ON THE STREETS HOMELESS SO I WOULD NOT BE RELEASED TO PRESENT TO THE COURT EVIDENCE OF MY REGISTRATION

- B. If the events giving rise to your claim arose in an institution, describe where and when they arose.

FORCED MY GUILTY PLEA IS THE RESULT OF INEFFECTIVE ASSISTANCE OF COUNSEL AND THE STATE OF PENN HOLDING ME IN THE COUNTY JAIL FOR SIX MONTHS TO DEPRIVE ME FROM PRESENTING EVIDENCE

C. What date and approximate time did the events giving rise to your claim(s) occur?

FALSE ARREST AROUND 7:30 AM ON AUG 29, 2014  
AND I WAS STILL IN MY BED SLEEP

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D. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what? Was anyone else involved? Who else saw what happened?)

TENANTS WHO'S NO LONGER AT THE PROPERTY  
OWNER PAUL JOHNSON ISLAND AVE APT, PO. BOX 79087  
P614, PA 15216

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## V. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

SLANDER - MENTAL STRESS

SENTENCE 3 YEARS FELONY PROBATION  
MY MEGAN'S LAW REGISTRATION WAS WITHHELD FROM THE COURT  
BY THE OFFICER, PUBLIC DEFENDER AND DISTRICT ATTORNEY OFFICE

## VI. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

I WANT RELIEF - UNLAWFUL MEGAN'S LAW REGISTRATION, I WANT THE  
FELONY CHARGE OFF MY RECORD, CONVICTION VACATED. 6 MONTHS  
UNLAWFUL CONFINEMENT, FALSE ARREST, RELIEF FOR 3 YEARS PROBATION,  
UNLAWFUL TRESPASSING, 6 MONTHS LOSS OF MY APARTMENT, SLANDER,  
PUNITIVE DAMAGES, COMPENSATORY DAMAGES, MONETARY DAMAGES

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**VII. Exhaustion of Administrative Remedies Administrative Procedures**

The Prison Litigation Reform Act ("PLRA"), 42 U.S.C. § 1997e(a), requires that "[n]o action shall be brought with respect to prison conditions under section 1983 of this title, or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted."

Administrative remedies are also known as grievance procedures. Your case may be dismissed if you have not exhausted your administrative remedies.

A. Did your claim(s) arise while you were confined in a jail, prison, or other correctional facility?

☒ Yes

☐ No

arised From my UNLAWFUL Calif Megan's law  
registration - That's UNLAWFUL detainment For  
LIFE

If yes, name the jail, prison, or other correctional facility where you were confined at the time of the events giving rise to your claim(s).

B. Does the jail, prison, or other correctional facility where your claim(s) arose have a grievance procedure?

☒ Yes

☐ No

☐ Do not know

ON APPEAL IN THE NINTH CIRCUIT COURT OF  
APPEALS - Calif

C. Does the grievance procedure at the jail, prison, or other correctional facility where your claim(s) arose cover some or all of your claims?

☐ Yes

☒ No

☐ Do not know

All They did WAS COVER UP THE FAISE SEX  
CHARGE Calif Filed against ME IN 2000  
WITH OUT EVIDENCE OF GUILT

If yes, which claim(s)?

D. Did you file a grievance in the jail, prison, or other correctional facility where your claim(s) arose concerning the facts relating to this complaint?

☒ Yes

☐ No

They kept me in the County Jail for the full six months then put me on the street homeless 3-6-2015

If no, did you file a grievance about the events described in this complaint at any other jail, prison, or other correctional facility?

☒ Yes

☐ No

Calif was informed of my false arrest Aug 29, 2014

E. If you did file a grievance:

1. Where did you file the grievance?

2. What did you claim in your grievance?

Penn unlawfully arrested me and detained me for 6 months kidnapping charges will be filed

3. What was the result, if any?

sent back to the Calif Trial Court for correction on the judgement

4. What steps, if any, did you take to appeal that decision? Is the grievance process completed? If not, explain why not. (Describe all efforts to appeal to the highest level of the grievance process.)

my appeal was delayed for 19 years due to the trial court and D.A. concealing documents from my 2000 trial



F. If you did not file a grievance:

1. If there are any reasons why you did not file a grievance, state them here:

2. If you did not file a grievance but you did inform officials of your claim, state who you informed, when and how, and their response, if any:

F.B.I. CALIF STATE ATTORNEY GENERAL - RIVERSIDE  
CIVIL GRAND JURY - NO REPLY YET

G. Please set forth any additional information that is relevant to the exhaustion of your administrative remedies.

*(Note: You may attach as exhibits to this complaint any documents related to the exhaustion of your administrative remedies.)*

### VIII. Previous Lawsuits

The "three strikes rule" bars a prisoner from bringing a civil action or an appeal in federal court without paying the filing fee if that prisoner has "on three or more prior occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury." 28 U.S.C. § 1915(g).

To the best of your knowledge, have you had a case dismissed based on this "three strikes rule"?

☐ Yes

☒ No

If yes, state which court dismissed your case, when this occurred, and attach a copy of the order if possible.

- A. Have you filed other lawsuits in state or federal court dealing with the same facts involved in this action?

☐ Yes

☒ No

when Calif vacates the conviction - many law suits will be filed in both states

- B. If your answer to A is yes, describe each lawsuit by answering questions 1 through 7 below. (If there is more than one lawsuit, describe the additional lawsuits on another page, using the same format.)

1. Parties to the previous lawsuit

Plaintiff(s) \_\_\_\_\_

Defendant(s) \_\_\_\_\_

2. Court (if federal court, name the district; if state court, name the county and State)

\_\_\_\_\_

3. Docket or index number

\_\_\_\_\_

4. Name of Judge assigned to your case

\_\_\_\_\_

5. Approximate date of filing lawsuit

\_\_\_\_\_

6. Is the case still pending?

☒ Yes

☐ No

If no, give the approximate date of disposition. \_\_\_\_\_

7. What was the result of the case? (For example: Was the case dismissed? Was judgment entered in your favor? Was the case appealed?)

Pending in Calif

- C. Have you filed other lawsuits in state or federal court otherwise relating to the conditions of your imprisonment?

☐ Yes☐ No

D. If your answer to C is yes, describe each lawsuit by answering questions 1 through 7 below. *(If there is more than one lawsuit, describe the additional lawsuits on another page, using the same format.)*

1. Parties to the previous lawsuit

Plaintiff(s) \_\_\_\_\_

Defendant(s) \_\_\_\_\_

2. Court *(if federal court, name the district; if state court, name the county and State)*

\_\_\_\_\_

3. Docket or index number

\_\_\_\_\_

4. Name of Judge assigned to your case

\_\_\_\_\_

5. Approximate date of filing lawsuit

\_\_\_\_\_

6. Is the case still pending?

☒ Yes Calif

☐ No

If no, give the approximate date of disposition \_\_\_\_\_

7. What was the result of the case? *(For example: Was the case dismissed? Was judgment entered in your favor? Was the case appealed?)*

RIF091270 SENT BACK TO TRIAL COURT FOR CORRECTIONS

\_\_\_\_\_

**IX. Certification and Closing**

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

**A. For Parties Without an Attorney**

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 10-10-2019

Signature of Plaintiff

Printed Name of Plaintiff

Prison Identification #

Prison Address

Henry J. Holmes

HENRY JAMES HOLMES

Allegheny County Jail 184651

Released 3-6-2015

City

State

Zip Code

**B. For Attorneys**

Date of signing: \_\_\_\_\_

Signature of Attorney

Printed Name of Attorney

Bar Number

Name of Law Firm

Address

City

State

Zip Code

Telephone Number

E-mail Address

412-430-2299



Commonwealth of Pennsylvania  
Court of Common Pleas  
County of Allegheny  
5th Judicial District



## NOTICE OF PRE-TRIAL CONFERENCE

Commonwealth of Pennsylvania  
v.  
Henry Holmes

Allegheny Criminal Division  
Department of Court Records - Criminal Division  
115 Courthouse  
436 Grant Street  
Pittsburgh, PA 15219

Docket No: CP-02-CR-0012575-2014

You are hereby DIRECTED to appear for a/an Pre-Trial Conference in the above-captioned case to be held on/at:

Date: November 21, 2014	Location: Courtroom 516 - Allegheny County Courthouse Allegheny County Courthouse 436 Grant Street Pittsburgh, PA 15219
Time: 8:30 am	

This proceeding will take place before Judge Thomas Flaherty.

### To the Defendant:

**You should discuss this matter promptly with your attorney. If you fail to appear as required or comply with the conditions of the bail bond, if any, then the bond shall remain in full force, and the full sum of the monetary condition of release may be forfeited and your release may be revoked. In addition, a warrant for your arrest may be issued. Bring this notice with you.**

**If you fail to appear without cause at any proceeding for which your presence is required, including trial, your absence may be deemed a waiver of your right to be present, and the proceeding, including the trial, may be conducted in your absence.**

**If you are disabled and require a reasonable accommodation to gain access to the Allegheny County Court of Common Pleas and its services, please contact the Allegheny County Court of Common Pleas at the above address or telephone number. We are unable to provide transportation.**

I, the undersigned, acknowledge receipt of this notice.

Signature of Recipient (Henry Holmes)

Date Received

Primary Participant Name and Address:  
Holmes, Henry  
Unknown Address  
PA

Holmes, Henry  
Allegheny County Jail DOC# 174651  
950 SECOND AVE  
PITTSBURGH, PA 15219

Told the bail Judge I WAS  
ARRESTED ON THE STREET HOMELESS  
SO I WOULD NOT BE RELEASED TO  
PRESENT EVIDENCE OF MY REGISTRATION  
FOR 2014

H915 A1 FAILURE TO COMPLY WITH REGISTRATION  
SEXUAL OFFENDERS REQUIREMENTS



# Monthly Rental Agreement

THIS AGREEMENT, entered into on July 1, 20 14, by and between Island Ave Apts L.P., hereinafter Lessor, and HENRY HOLMES, hereinafter Lessee.

WITNESSETH: That for and in consideration of the payment of the rents and the performance of the covenants contained on the part of Lessee, said Lessor does hereby demise and let unto Lessee, and Lessee hires from Lessor those premises described as: Apt 13 located at 514 Island Avenue McKees Rocks Pa 15136 for a tenancy from month-to-month commencing on July 1, 20 14 and at a monthly rental of Four Hundred ten Dollars (\$ 410.00) per month, payable monthly in advance on the FIRST day of each and every month, on the following

- TERMS AND CONDITIONS:
1. **Form of Payment.** Lessee agrees to pay rent each month in the form of one personal check, OR one cashier's check, OR one money order made out to Island Ave Apt. L.P.
  2. **Delivery of Payment.** Rent will be paid:
    - ☒ in person, at Apt 13 Island Ave McKees Rocks PA 15136
    - ☐ by mail, to PO Box 79087, PGH PA 15216
  3. **Returned Checks.** If, for any reason, a check used by Lessee to pay Lessor is returned without having been paid, Lessee will pay a charge of Twenty-Five Dollars (\$ 25.00) as additional rent AND take whatever other consequences there might be in making a late payment. After the second time a Lessee's check is returned, Lessee must thereafter secure a cashier's check or money order for payment of rent.
  4. **Late Payments.** For any rent payment not paid by the date due, Lessee shall pay a late fee in the amount of Twenty Five Dollars (\$ 25.00).
  5. **Prorated First Month.** For the period from Lessee's move-in date, July 1, 20 14, through the end of the month, Lessee will pay to Lessor a prorated monthly rent of Two Hundred seventy eight Dollars (\$ 278.00). This amount will be paid on or before the date the Lessee moves in.
  6. **Occupants.** The said premises shall be occupied by no more than 1 adults and 0 children.
  7. **Pets.** Pets shall not be allowed without the prior written consent of the Lessor. At the time of signing this lease, Lessee shall pay to Lessor, in trust, a deposit of N/A Dollars (\$ N/A), to be held and disbursed for pet damages to the Premises (if any) as provided by law. N/A is in addition to any other security deposit stated in this lease. Any Lessee who wishes to keep a pet



**PENNSYLVANIA STATE POLICE**  
**DEPARTMENT HEADQUARTERS**  
**1800 ELMERTON AVENUE**  
**HARRISBURG, PA 17110**

Tuesday, April 01, 2014  
SID Number: 13373311

HENRY JAMES HOLMES  
HOMELESS  
PITTSBURGH, PA 15219

Dear Mr. HENRY HOLMES

Please use this correspondence as confirmation the Pennsylvania State Police Megan's Law Section has received and processed your sexual offender registration information. You now appear on the Megan's Law Registry pursuant to Act 111 of 2011 (as amended), as a sexual offender.

Additionally, your sexual offender classification is Tier 3. This designation requires that you register as a sexual offender with the Pennsylvania State Police for Lifetime. Furthermore, you are required to verify your registration information Every 3 Months at an approved registration site during the ten days before the following dates(s) each year:

6 - Jun  
6 - Sep  
6 - Dec  
6 - Mar

Prior to your verification date(s), the State Police Megan's Law Section will send a notice by first class United States mail to your last reported mailing address to remind you of your reporting date(s). The notice will also include a list of approved registration / verification sites where you may complete your verification. However, neither failure of the State Police to send a notice, nor failure of you to receive a notice relieves you of your obligation to verify your address, other required information, and be photographed within your mandated reporting dates(s). Prior to going to a site, it is recommended you call the site to ensure it is currently open to the public and/or a registering official is there to process you. \*Driver's license, vehicle registration information, professional licenses, passports, etc. must be brought with you to the registration site.

You are also required to appear in-person at an approved registration site to report any change(s) to your residence(s), employment/vocation, school information, or other required information within three business days of the change(s). For a complete list of required reporting information, please visit the Pennsylvania State Police Megan's Law website, <http://www.pameganslaw.state.pa.us>, or contact the Megan's Law Unit directly at 1-866-771-3170. Failure to verify your information in-person at an approved registration / verification site within ten days before your assigned reporting date or failure to report any changes to your residence(s), employment/vocation, school information or other required information within three business days of the change(s) is a violation of 18 Pa. C.S. § 4915.1, a felony criminal offense.

If you have any question(s), contact the Megan's Law Section at 1-866-771-3170 or send correspondence to the address listed above.

Sincerely,

LT. *Todd L. Harman*

Lieutenant Todd L. Harman  
Commander  
Megan's Law Section

*SLANKER*  
*UNLAWFUL Registration*  
*AND Personal INFO ON*  
*THE WEB SITE*

## Other Orders/Judgments

2:17-cv-01278-MRH-MPK HOLMES v. HARPER et al

U.S. District Court

Western District of Pennsylvania

## Notice of Electronic Filing

The following transaction was entered on 10/16/2017 at 4:19 PM EDT and filed on 10/16/2017

**Case Name:** HOLMES v. HARPER et al

**Case Number:** 2:17-cv-01278-MRH-MPK

**Filer:**

**Document Number:** 11

### Docket Text:

**REPORT AND RECOMMENDATION re [1] Complaint, recommending that pursuant to 28 U.S.C. § 1915(e), the Complaint be dismissed before being served because the Complaint fails to state a claim upon which relief can be granted as it is, inter alia, barred by the two year statute of limitations. Objections to R&R for Unregistered ECF Users due by 11/2/2017. Signed by Chief Magistrate Judge Maureen P. Kelly on 10/16/2017. A copy of the Report and Recommendation together with this Notice of Electronic Filing are being sent to Plaintiff at his address of record. (tmr)**

**2:17-cv-01278-MRH-MPK Notice has been electronically mailed to:**

**2:17-cv-01278-MRH-MPK Filer must deliver notice by other means to:**

HENRY HOLMES  
514 Island Avenue Apt 1  
McKees Rocks, PA 15136

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1098469114 [Date=10/16/2017] [FileNumber=5224132-0] [ad05bf83eb65dba66001efd09f3d2099a61d7deb11c1b2a8bc004e226713aee64d9bdf73cedadba011768e30516ef132c1841b93a5683b406cf32457249af40f]]



## Supreme Court of Pennsylvania

Western District

John A. Vaskov, Esq.  
Deputy Prothonotary  
Patricia A. Nicola  
Chief Clerk

801 City-County Building  
414 Grant Street  
Pittsburgh, PA 15219  
(412) 565-2816  
[www.pacourts.us](http://www.pacourts.us)

October 9, 2018

RE: Commonwealth v. Holmes, H., Pet  
153 WM 2018  
Intermediate Court Docket No:  
Trial Court: Allegheny County Court of Common Pleas  
Trial Court Docket No: CP-02-CR-0012575-2014

Dear Attorney Streily

This is to advise that the below listed item(s) was/were received in the above-captioned matter.

Application for Leave to File Original Process and Petition for Writ of Habeas Corpus

An original (unbound) and one (1) copy of either the Answer, or a letter stating that an Answer will not be filed, is required to be filed within fourteen (14) days after service. An additional three (3) days may be added if service was effectuated by mail. See Rule Pa.R.A.P. 121(e).

Effective January 6, 2018, all filings must contain a certification of compliance with the Public Access Policy of the Unified Judicial System. For more information, visit [www.pacourts.us/public-record-policies](http://www.pacourts.us/public-record-policies).

Very truly yours,  
Office of the Prothonotary

/kao

cc: Mr. Henry James Holmes

*Penn Problems Have not started yet!  
wait until Calif vacates the judgement*



# Supreme Court of Pennsylvania

Western District

John A. Vaskov, Esq.  
Deputy Prothonotary  
Patricia A. Nicola  
Chief Clerk

801 City-County Building  
414 Grant Street  
Pittsburgh, PA 15219  
(412) 565-2816  
[www.pacourts.us](http://www.pacourts.us)

November 26, 2018

Mr. Henry James Holmes  
1352 Pitt St  
Apt 1  
Wilkinsburg, PA 15221

RE: Commonwealth v. Holmes, H., Pet  
No. 153 WM 2018  
Lower Appellate Court Docket No:  
Trial Court Docket No: CP-02-CR-0012575-2014

Dear Mr. Holmes:

Enclosed please find a certified copy of an order dated November 26, 2018 entered in the above-captioned matter.

Very truly yours,  
Office of the Prothonotary

/kao  
Enclosure  
cc: Michael Wayne Streily, Esq.

IN THE SUPREME COURT OF PENNSYLVANIA  
WESTERN DISTRICT

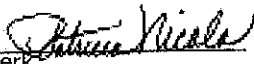
COMMONWEALTH OF PENNSYLVANIA,	:	No. 153 WM 2018
	:	
Respondent	:	
	:	
v.	:	
	:	
HENRY JAMES HOLMES,	:	
	:	
Petitioner	:	

**ORDER**

**PER CURIAM**

**AND NOW**, this 26th day of November, 2018, the Application for Leave to File Original Process is GRANTED, and the Petition for Writ of Habeas Corpus is DENIED.

A True Copy Patricia Nicola  
As Of 11/26/2018

Attest:   
Chief Clerk  
Supreme Court of Pennsylvania



CITE 05/08/2000  
25,000.00

Calif Pc 118.1

AGENCY#: P300084029/RPD

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF RIVERSIDE  
(Riverside)

THE PEOPLE OF THE STATE OF CALIFORNIA,

D.A.# 128284

Plaintiff,

CASE NO. 21FO01870

v.

HENRY JAMES HOLMES  
DOB: 11/10/1959  
AKA: HENRY JAMES HOLMES

IMAGED

FELONY COMPLAINT

OTHER

FILED  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF RIVERSIDE

APR 18 2000

Defendant.

FALSE ARREST 5-8-00

COUNT 1

The undersigned, under penalty of perjury upon information and belief, declares: That the above named defendant(s) committed a violation of Penal Code section 220, a felony, in that on or about March 24, 2000, in the County of Riverside, State of California, he did wilfully and unlawfully assault SANDRA R., with the intent to commit rape.

COUNT 2

That the above named defendant(s) committed a violation of Penal Code section 243.4, subdivision (d), a misdemeanor, in that on or about March 24, 2000, in the County of Riverside, State of California, he did wilfully and unlawfully directly and indirectly touch an intimate part of another person, to wit: SANDRA R., for the purpose of sexual arousal, sexual gratification, and sexual abuse, against the will of said person.

dismissed 3-24-00 by POLICE DEPT - NO EVIDENCE

I declare under penalty of perjury upon information and belief under the laws of the State of California that the foregoing is true and correct.

Dated: April 12, 2000

CEM:pb

Complainant

CALIF FALSE ARREST 5-8-00 - PENN AUG 29, 2014

(2)

# RIVERSIDE POLICE DEPARTMENT COMPLAINT CONTROL FORM

Complaint File Number: PC-1801007  
Police Report/Cite Number: P300084029

Location of Incident: 3911 University Ave.

Date: 03-24-00

Time: 0923

Received By: IA

Date/Time: 1/30/18

Routed to: IA

Subject Employee: Robert Forman

CONVICTED SEX OFFENDER

ID#: 844

Complainant: Henry Holmes

Date of Birth: 11-10-59

Sex: M

Race: B

Address: 1352 Pitt St #1

City: Widnburg

State: PA

Zip Code: 15221

Home Phone: 412-430-2299

Cell / Business Phone: \_\_\_\_\_

Business Address: \_\_\_\_\_

Email Address: \_\_\_\_\_

Witness: \_\_\_\_\_

Date of Birth: \_\_\_\_\_

Sex: \_\_\_\_\_

Race: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_

State: \_\_\_\_\_

Zip Code: \_\_\_\_\_

Home Phone: \_\_\_\_\_

Cell / Business Phone: \_\_\_\_\_

Business Address: \_\_\_\_\_

Witness: \_\_\_\_\_

Date of Birth: \_\_\_\_\_

Sex: \_\_\_\_\_

Race: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_

State: \_\_\_\_\_

Zip Code: \_\_\_\_\_

Home Phone: \_\_\_\_\_

Cell / Business Phone: \_\_\_\_\_

Business Address: \_\_\_\_\_

## Complaint:

On January 30, 2018, Internal Affairs received a letter from Holmes. Holmes alleged Forman arrested him without probable cause and falsified a police report. The alleged incident occurred in 2000. See attached.

## Allegations:

UNSIGNED FELONY COMPLAINT

1 - 330.3.5(n) False reporting

2 - 330.3.5 (t) Exceeding lawful peace officer powers

NO EVIDENCE OF GUILT

COVER UP BY CALIF AND PENN

Signature of Complainant (Optional):

Henry J. Holmes

CA00331300

## Riverside Police Department

4. File Number

P3-00-084-029

## Initial Report

1. Dist. C01	2. Type Cr ARR	SACA	Initial Report				4. File Number P3-00-084-029
5. Code Section/Classification 243.4(d)(1)PC/ Sexual Battery			6. Add Charges <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		7. Location of Occurrence 3911 University Ave.		
8. Julian date and time of occurrence 084 0323		9. Day 6	10. Date/Time Reported 03-24-00 / 0323		11. Date of Report 03-24-00	12. Type of Premises Greyhound Bus Station	
13. Victim Name or Firm			14. Residence Address			15. Res. Phone	
16. Sex/Race	Height	Weight	Hair	Eyes	17. D.O.B.	18. Business Address	
						None	
20. If treated for injuries, by whom?			21. If hospitalized, where?		23. Date/Time 03-24-00 / 0400	23. Nature of injuries Complaint of Pain	
24. License Number	State	Color (Top/Bottom)	Year	Make/Model/Type	How was the vehicle involved?		
Vict Veh					Veh. Stored? <input type="checkbox"/> Yes <input type="checkbox"/> No		
25. WILL THE VICTIM PROSECUTE?						<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
FOR CODE USE: V- Victim DC- Discovered Crime RP- Reporting Party P- Parent O- Other							
26. Code W	Name (Last, First, Middle)				27. Residence Address	28. Res. Phone	
29. Sex/Race	Height	Weight	Hair	Eyes	30. D.O.B.	31. Business Address	
33. If treated for injuries, by whom?			34. If hospitalized, where?		35. Date/Time	36. Nature of injuries	
37. WAS THERE A WITNESS TO THE CRIME?						<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
38. Pursuant to California Penal Code Section 293 (a), you are informed that your name will be a matter of public record unless you request that it not become a Public Record, pursuant to Section 6254 of the Government Code. Do you elect to exercise your right to privacy? <b>QUALIFYING SECTION ONLY!</b>						Victim #1 <input type="checkbox"/> Yes <input type="checkbox"/> No Victim #2 <input type="checkbox"/> Yes <input type="checkbox"/> No	
39. CAN A SUSPECT BE NAMED OR IDENTIFIED? BY WHOM? V/1 W/1						<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
40. Name (Arrestee #1) Holmes, Henry James		Sex/Race M / B	Height 6-05	Weight 280	Hair BLK	Eyes BRO	
Address of Arrestee #1 3315 Park Ave. RVSD 07		<input type="checkbox"/> Prob <input type="checkbox"/> Parole	Gang Related <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	SS 273857	Bkg. or Cite number		
41. Name (Arrestee #2)		Sex/Race I	Height	Weight	Hair	Eyes	
Address of Arrestee #2		<input type="checkbox"/> Prob <input type="checkbox"/> Parole	Gang Related <input type="checkbox"/> Yes <input type="checkbox"/> No	SS CDL#	Bkg. or Cite number		
42. CAN A SUSPECT VEHICLE BE IDENTIFIED? BY WHOM?						<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
43. License Number	State	Color (Top/Bottom)	Year	Make/Model/Type	Identifying Characteristics		
Susp Van					Veh Stored? <input type="checkbox"/> Yes <input type="checkbox"/> No		
44. IS THERE ANY SIGNIFICANT PHYSICAL EVIDENCE?						<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
45. Physical Evidence Present?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	46. Photographs Taken?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	47. Supp/related Rpts?	
48. Physical Evidence Seized?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	49. Weapon Seized?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	50. Gang Related?	
51. Fingerprint Search Made?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	52. Fingerprints Obtained?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	53. Narc. Field Tested?	
54. Type of Weapon, Force or Device Used Hands		55. Motive Sexual Gratification				Type: Weight:	
56. Describe briefly how the offense occurred. According to V/1, S/1 touched V/1's left breast and pelvic area with his left hand on the outside of V/1's clothing. When V/1 pushed S/1's hand away, he grabbed the back of her neck and tried to force her head down to his exposed penis. W/1 only heard V/1 scream and saw S/1 walking away.							
RECORDS SECTIONS							
57. Reporting Officer Robert Forman		I.D. # 644	115 Quality <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	58. Supervisor Approving [Signature]	I.D. # 446	59. Date Reviewed 032500	
60. Send copies of this report to: Sex Crimes							
COPIES	RESTRICTED INFORMATION		<input type="checkbox"/> IIV <input type="checkbox"/> PMC <input type="checkbox"/> CPS <input type="checkbox"/> COR	<input type="checkbox"/> FBI <input type="checkbox"/> DOJ <input type="checkbox"/> DA <input type="checkbox"/> PROB	ENTERED STAT ARBK ANI	Dispatcher ID# APR/APB sent DOJ/NCIC sent	
TO	Dissemination distribution or copying of this document for unauthorized purposes is prohibited and unlawful		PAGE OF				

Riverside Police Department

DATE

TO:

200-50-2(R8/95)  
City of Riverside (ISC 8/95)

OTSCASPR  
4/04/19

Superior Court of California, County of Riverside

CASE PRINT

www.riverside.courts.ca.gov

Page:

RC

CASE NUMBER: RIF091270  
 ARREST NBR : P300084029  
 ARREST AGY : RIVERSIDE POLICE DEPARTMENT  
 Defendant : HOLMES, HENRY JAMES  
 AKA : HOLMES, HENRY JAMES

DEFENDANT STATUS: Active  
 ARREST DATE : 3/24/00

Defn : 1 of 1

Defendant Waived 60-day rule for (No 60-day waiver given) on 0/00/00  
 Date Filed : 04/18/00

FALSE ARREST

District Attorney : Elise Farrell 5-8-00 Continuances: 30  
 Defense Attorney : MCP J. Hernandez Age in Days : 0  
 Custody Status : N/A - Bail: 100,000.00 Last Trial : 07/09/00

## Charge Information

Ct	Charge	Plea	Status
001 ARREST 220 PC	Assault/Intent Rape, Sodomy, Ora 1 Copulation	None	Dismiss
001 CERTI 220 PC	Assault/Intent Rape, Sodomy, Ora 1 Copulation	G	Convict
002 CERTI 243.4(D) PC	Sexual Battery	NG	Dismiss

FALSE CHARGE

Criminal Protective Order/Firearm Surrender (DV) Dismissed by THE Police DEPT  
 Date Type Status Expire

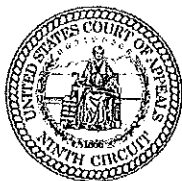
## Case Action Information

Action	Div	Description	Status
3/28/19 61		Ex Parte Hearing Re: Correspondence from Defendant Dispo Minutes entered on 04/04/19 Honorable Judge David A Gunn, Presiding Courtroom Assistant: J. Castro Defendant is not present. The Court has read and considered the Ex-Parte correspondence submitted by Defendant re: Modification The court takes no action. Custody status is not applicable - Ex Parte Hearing. Copy of Minutes furnished to Defendant. Copy of Defendant's Correspondence furnished to RSO Box. MINUTE ORDER OF COURT PROCEEDING	

\*\*\*\* END OF CASE PRINT \*\*\*\*

Forced to Plea Guilty to a FALSE SEX CHARGE  
 CONCEALED UNDER CALIF ENTRAPMENT LAWS by  
 DEFENSE COUNSEL

4-18-00 FALSE WARRANT Filed by the COURT AND D.A.



Office of the Clerk  
**United States Court of Appeals for the Ninth Circuit**  
Post Office Box 193939  
San Francisco, California 94119-3939  
415-355-8000

Molly C. Dwyer  
Clerk of Court

July 19, 2019

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No.: 19-55829  
D.C. No.: 5:19-cv-00884-DOC-DFM  
Short Title: Henry Holmes v. People of the State of CA

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Dear Appellant

The Clerk's Office of the United States Court of Appeals for the Ninth Circuit has received a copy of your notice of appeal and/or request for a certificate of appealability.

**A briefing schedule will not be set until the district court and, if necessary, this court determine whether a certificate of appealability should issue.**

Absent an emergency, all subsequent filings in this matter will be stayed pending the district court's determination on the certificate of appealability.

All subsequent letters and requests for information regarding this matter will be added to your file to be considered at the same time the cause is brought before the court.

~~The U.S. Court of Appeals docket number shown above has been assigned to this case. You must indicate this Court of Appeals docket number whenever you communicate with this court regarding this case.~~



*Back in the Trial Court For Corrections*

SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE  
4100 Main Street  
Riverside, CA 92501  
www.riverside.courts.ca.gov

NOTICE OF DEPARTMENT REASSIGNMENT FOR ALL PURPOSES

HENRY JAMES HOLMES

vs.

CASE NO: RIC 1827344

PEOPLE OF THE STATE OF CALIF

TO: HENRY JAMES HOLMES  
CDC#P82367  
1352 PITT ST APT 1  
WILKINSBURG PA 15221

~~This case has been reassigned to the HONORABLE Judge Steven G. Councilis in Department 43 for all purposes.~~

Any disqualification pursuant to CCP section 170.6 shall be filed in accordance with that section.

Requests for accommodations can be made by submitting Judicial Council form MC-410 no fewer than five court days before the hearing. See California Rules of Court, rule 1.100.

CERTIFICATE OF MAILING

I certify that I am currently employed by the Superior Court of California, County of Riverside and I am not a party to this action or proceeding. In my capacity, I am familiar with the practices and procedures used in connection with the mailing of correspondence. Such correspondence is deposited in the outgoing mail of the Superior Court. Outgoing mail is delivered to and mailed by the United States Postal Service, postage prepaid, the same day in the ordinary course of business. I certify that I served a copy of the foregoing Notice and Order of Assignment to Department for Case Management Purposes on this date by depositing said copy as stated above.

Dated: 01/09/19

Court Executive Officer/Clerk

By

  
MARIELA ECKERT

Deputy Clerk

ac: CRDWHC

*dismissed 2019*





# The State Bar of California

MISSION ADVANCEMENT &  
ACCOUNTABILITY DIVISION

180 Howard Street, San Francisco, CA 94105 Tel: 415-538-2000 E-mail: [Appointments@calbar.ca.gov](mailto:Appointments@calbar.ca.gov)

February 27, 2019

Henry J. Holmes  
1352 Pitt Street, Apt., #1  
Wilkinsburg, PA 15221

Re: *Claim of Henry J. Holmes*

Dear Mr. Holmes,


Notice is hereby given that as of this date, the State Bar of California rejected the claim you presented to the State Bar of California on or about January 9, 2019.

## WARNING

**SUBJECT TO CERTAIN EXCEPTIONS, YOU HAVE ONLY SIX (6) MONTHS FROM THE DATE THIS NOTICE WAS PERSONALLY DELIVERED OR DEPOSITED IN THE MAIL TO FILE A COURT ACTION ON THIS CLAIM. SEE GOVERNMENT CODE SECTION 945.6.**

You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

Sincerely,

  
Sarah L. Cohen  
Claims Officer

*I'm Coming AFTER BOTH States ! Picked The  
Wrong Person's civil rights to violate*

GAM

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**CASE MANAGEMENT TRACK DESIGNATION FORM**

Holmes

v.

Veith, et. al.

:  
:  
:  
:

CIVIL ACTION

NO. **19 4794**

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a Case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a Case Management Track Designation Form specifying the track to which that defendant believes the case should be assigned.

**SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:**

- (a) Habeas Corpus – Cases brought under 28 U.S.C. § 2241 through § 2255. ☐
- (b) Social Security – Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ☐
- (c) Arbitration – Cases required to be designated for arbitration under Local Civil Rule 53.2. ☐
- (d) Asbestos – Cases involving claims for personal injury or property damage from exposure to asbestos. ☐
- (e) Special Management – Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases. ☐
- (f) Standard Management – Cases that do not fall into any one of the other tracks. **550** ☒

OCT 15 2019

Date

*Daniel Mc Ginnis*

Deputy Clerk

Attorney for

Telephone

FAX Number

E-Mail Address

GAM

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

19

4794

## DESIGNATION FORM

(to be used by counsel or pro se plaintiff to indicate the category of the case for the purpose of assignment to the appropriate calendar)

Address of Plaintiff: 1352 Pitt Street, Apt 1, Wilksburg, PA 15221

Address of Defendant:

Place of Accident, Incident or Transaction: Allegheny

## RELATED CASE, IF ANY:

Case Number: Judge: Date Terminated:

Civil cases are deemed related when Yes is answered to any of the following questions:

- |  |                              |                             |
|--|------------------------------|-----------------------------|
| 1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court?  | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court?            | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action of this court? | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| 4. Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights case filed by the same individual?  | Yes <input type="checkbox"/> | No <input type="checkbox"/> |

I certify that, to my knowledge, the within case ☐ is / ☐ is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE: 10/15/2019

Daniel McConnel

Attorney-at-Law / Pro Se Plaintiff

Attorney I.D. # (if applicable)

## CIVIL: (Place a ✓ in one category only)

## A. Federal Question Cases:

- ☐ 1. Indemnity Contract, Marine Contract, and All Other Contracts
- ☐ 2. FEELA
- ☐ 3. Jones Act-Personal Injury
- ☐ 4. Antitrust
- ☐ 5. Patent
- ☐ 6. Labor-Management Relations
- ☒ 7. Civil Rights 550
- ☐ 8. Habeas Corpus
- ☐ 9. Securities Act(s) Cases
- ☐ 10. Social Security Review Cases
- ☐ 11. All other Federal Question Cases
- (Please specify):

## B. Diversity Jurisdiction Cases:

- ☐ 1. Insurance Contract and Other Contracts
- ☐ 2. Airplane Personal Injury
- ☐ 3. Assault, Defamation
- ☐ 4. Marine Personal Injury
- ☐ 5. Motor Vehicle Personal Injury
- ☐ 6. Other Personal Injury (Please specify):
- ☐ 7. Products Liability
- ☐ 8. Products Liability - Asbestos
- ☐ 9. All other Diversity Cases
- (Please specify):

## ARBITRATION CERTIFICATION

(The effect of this certification is to remove the case from eligibility for arbitration.)

I, \_\_\_\_\_, counsel of record or pro se plaintiff, do hereby certify:

- ☐ Pursuant to Local Civil Rule 53.2, § 3(c) (2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs:
- ☐ Relief other than monetary damages is sought.

DATE: \_\_\_\_\_

Attorney-at-Law / Pro Se Plaintiff

Attorney I.D. # (if applicable)

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

HENRY HOLMES  
1352 PITT ST, APT 1  
WILKINSBURG, PA 15221

U.S.M.S.  
X-RAY

U.S. District Court Clerk  
Eastern District For  
The State Of Penn  
601 MARKET ST, Suite 2609  
Philadelphia, PA 19106



1000



19106

U.S. POSTAGE PAID  
FORM LG ENV  
PITTSBURGH, PA  
15222  
OCT 11, 19  
AMOUNT  
**\$1.75**  
R2303\$101356-06